

1 Edward J. Maney, Trustee
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7 IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

8 In re:) CHAPTER 13 PROCEEDINGS
9 JAMES ROBERT REYNOLDS,) 10-15883-PHX-SSC
10) DISMISSAL ORDER
Debtor(s))

11
12 It having been shown to the Court that the Debtor(s) has failed to comply with the Court
13 requirement concerning:

14 Failure to fully comply with the Trustee's *Corrected* Recommendations dated September 1, 2010
15 and submission of the Stipulated Order Confirming the Chapter 13 Plan or set a hearing before
16 the Court. As of the date of this Dismissal, no current Motions to Extend Time appear on the
Court Docket and these item(s) have not been addressed and plan payments are delinquent
\$900. In fact, no plan payments have ever been made in this case.

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18 Now Therefore, IT IS ORDERED THAT:

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20 1. This case is dismissed and the Clerk of the Court will give notice of the dismissal to all creditors;
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22 2. A Motion to Reinstate the case may be granted without a hearing if the Trustee approves the
23 proposed reinstatement order. If the Trustee does not approve reinstatement of the case, the
24 matter may be set for hearing upon the Debtor(s)' motion. The Court may set a hearing on the
25 Debtor(s)' motion to reinstate on the request of an interested party who had joined the Trustee's
request for dismissal;
26
27 3. Pursuant to 28 U.S.C. §586(e)(2), the Trustee shall be paid his percentage fee from all
28 payments received from the Debtor(s);

4. After payment of the Trustee's percentage fee, the Trustee will retain the Debtor(s)' funds pending Court approval of the payment of administrative expenses of the Debtor(s)' attorney. If the Debtors' Chapter 13 Plan contained an Application for Payment of Administrative Expenses to the Debtor(s)' attorney and no party filed an objection to the Application, then the Debtor(s)' attorney may lodge an Order approving the Application within ten (10) days after the Court enters this Dismissal Order. Alternatively, the Debtor(s)' attorney has ten days from the Court entering this Dismissal Order to file a separate fee application;
5. If the Court previously entered a payroll deduction order on one or both of the debtors' wages, then the Court vacates that order; and
6. Except as may be stated herein, all pending adversary proceedings, contested matters, and administrative hearings related to this case are vacated

DATED [see electronic signature]

U. S. BANKRUPTCY JUDGE

Copies of the forgoing
Mailed [see electronic signature]
to the following:

James Reynolds
1960 E. Harvard Dr.
Tempe, AZ 85283
Debtor

Raymond L. Miller, Esq.
1820 E. Ray Road
Chandler, AZ 85225
Debtors counsel

By: _____
Clerk, Chapter 13 Trustee